

ELECTION OF SPECIES:

Per the Action of October 23, 2002 an Election of Species was required. If no generic claim is finally held to be allowable, Applicants elect to direct the claimed invention to an image that comprises species A_1 – Toner, and a receptive layer comprising A_2 – Polyacrylate, with traverse. All current claims 1-11 are readable on each of the elected species.


Claims to be restricted to different species should recite mutually exclusive characteristics of such species. MPEP § 806.04(f). None of the elected claims limits the characteristics of the image either by the species specifically or by properties that define one or more of the species. None of the claims recite characteristics that are mutually exclusive of any of the species. Thus, Applicants submit that neither of the election of species requirements is proper because none of the claims is mutually exclusive of any of the species.

The Examiner should contact the undersigned or Applicants' attorney, Lisa M. Soltis, at (847) 724-7500 if a telephonic interview would expedite prosecution, or send correspondence to the address below:

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Respectfully submitted,

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